

BOROUGH OF CONSHOHOCKEN

MONTGOMERY COUNTY, PENNSYLVANIA

RESOLUTION NO. 16 - 2019

A RESOLUTION OF THE BOROUGH OF CONSHOHOCKEN, MONTGOMERY COUNTY, COMMONWEALTH OF PENNSYLVANIA, ESTABLISHING RULES AND REGULATIONS APPLICABLE IN BOROUGH PARKS, PLAYGROUNDS, AND PUBLIC RECREATIONAL AREAS PURSUANT TO CHAPTER 16 *PARKS AND RECREATION*, PART 3 *RULES AND REGULATIONS APPLICABLE TO ALL BOROUGH PARKS, PLAYGROUNDS AND OTHER RECREATIONAL FACILITIES*, SECTION 16-304 *RULES AND REGULATIONS IN PUBLIC PARKS, PLAYGROUNDS AND OTHER RECREATIONAL AREAS*; REPEALING PRIOR INCONSISTENT RESOLUTIONS AND PARTS OF RESOLUTIONS; PROVIDING FOR A SAVINGS CLAUSE; AND CONTAINING AN EFFECTIVE DATE.

WHEREAS, the Borough Council of the Borough of Conshohocken is duly empowered by the Borough Code to enact certain regulations relating to the public health, safety and welfare of the citizens of the community of the Borough of Conshohocken, including specifically the establishment of public parks and other recreational facilities;

WHEREAS, the Borough contains several public parks, playgrounds and other recreational facilities owned and operated by the Borough; and

WHEREAS, the Borough Council of the Borough of Conshohocken has established rules and regulations relating to its public parks, playgrounds, and other recreational facilities at Chapter 16 *Parks and Recreation* of the Code of the Borough of Conshohocken;

WHEREAS, Section 16-304 *Rules and Regulations in Public Parks, Playgrounds and Other Recreational Facilities* provides for the establishment of rules and regulations by the Borough Council of the Borough of Conshohocken in public parks, playgrounds, and other public recreational areas by resolution;

WHEREAS, the Borough Council of the Borough of Conshohocken believes it to be in the best interest of the Borough, its residents, and those using Borough parks, playgrounds, and other recreational facilities to establish the rules and regulations set forth herein.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Conshohocken as follows:

SECTION 1.

The following rules and regulations shall apply in all Borough parks, playgrounds, and other public recreational facilities. Violations of these rules and regulations shall result in penalties pursuant to Part 3 *Rules and Regulations Applicable to All Borough Parks, Playgrounds and Other Recreational Facilities*, of Chapter 16 *Parks and Recreation* of the Borough's Code of Ordinances. It shall be unlawful for any person:

1. To possess or use any tobacco product. The term "tobacco product" shall be defined as set forth in Part 3 *Rules and Regulations Applicable to All Borough Parks, Playgrounds and Other Recreational Facilities* of Chapter 16 *Parks and Recreation* of the Borough's Code of Ordinances.
2. To bring, allow or permit any dog or other animal, except where designated as dog friendly by resolution of Borough Council pursuant to Chapter 2 *Animals* of the Borough's Code of Ordinances. This restriction shall further be limited by Resolution 23 of 2018, establishing the Borough's policy regarding service animals, emotional support animals, and therapy animals.
3. To carry, possess, or consume any alcoholic beverage or intoxicant.
4. To engage in any games, sports, competition or other activity without the prior scheduled approval of the Director of Recreation Services.
5. To carry, possess, or use glass containers.
6. To engage in the game of golf or in the practice of the game of golf, including by not limited to driving, chipping or putting golf balls, or practicing golf swings.
7. Throw, deposit, or dump garbage, trash, litter or similar matter. All materials shall be deposited in appropriate containers, including the appropriate use of recycling containers provided.
8. Ride, push or possess any bicycle upon any basketball court or playground.
9. Ride, push or possess any skateboard upon any basketball court of playground.
10. Park or operate any motor vehicle without the prior permission of the Director of Recreation Services.
11. Use any grill or grilling instrument using charcoal, wood, or similar fuel sources.
12. Wear helmets on park equipment, except where required by *bona fide* medical condition. This restriction is imposed due to the serious health

risks, including potential death, associated with the wearing of helmets on park equipment. The exception is designed for those children requiring a helmet for a *bona fide* medical condition.

SECTION 2.

Any and all other Resolutions or parts of Resolutions in violation or in conflict with the terms, conditions and provisions of this Resolution are hereby repealed to the extent of such irreconcilable conflict.

SECTION 3.

The terms, conditions and provisions of this Resolution are hereby declared to be severable, and, should any portion, part or provision of this Resolution be found by a court of competent jurisdiction to be invalid, non-enforceable or unconstitutional, the Council hereby declares its intent that the Resolution shall have been enacted without regard to the invalid, non-enforceable, or unconstitutional portion, part or provision of this Resolution.

SECTION 4.

This Resolution shall become effective immediately.

RESOLVED by the Borough Council of the Borough of Conshohocken this 19th day of June, 2019.

BOROUGH OF CONSHOHOCKEN:

Colleen Leonard
COLLEEN LEONARD, COUNCIL PRESIDENT

ATTEST:

Steph Cecco
STEPHANIE CECCO,
BOROUGH SECRETARY

Approved this 19th day of June,
2019

Yaniv Aronson
YANIV ARONSON, MAYOR